

1 THE HONORABLE JAMES L. ROBART
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 CITY OF SEATTLE,

14 Defendant.

15 No. 2:17-cv-01282-JLR

16 **STIPULATED MOTION AND [PROPOSED]
ORDER TO AMEND BRIEFING
SCHEDULE IN RESPONSE TO THE
COURT'S ORDER TO SHOW CAUSE**

17 **NOTE ON MOTION CALENDAR:
December 7, 2018**

18 Plaintiff United States of America (“DOJ”) and the City of Seattle (the “parties”) jointly
19 request additional time to respond to the Court’s December 3, 2018 Order to Show Cause
20 Whether the Court Should Find That the City Has Failed to Maintain Full and Effective
21 Compliance with the Consent Decree. (Dkt. 504) (“Show Cause Order”). As DOJ indicated
22 when the tentative agreement between the Seattle Police Officer’s Guild (“SPOG”) and the City
23 of Seattle was before this Court, once the final collective bargaining agreement between SPOG
24 and the City of Seattle (“CBA”) was signed, DOJ would engage in discussions with the City of
25 Seattle and review related documents and information in order to assess the possibility of any
26 impact of the CBA on the Consent Decree that governs this litigation. To that end, DOJ began
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1 requesting and receiving information from the City immediately after the passage of the CBA.
2 DOJ has also begun conversations with the City about the Adley Shepherd arbitration decision,
3 the status of its appeal, and its relationship to the standards of review contained in the CBA.
4 Indeed, much of the information being sought by DOJ on these topics is the same information
5 requested by the Court in its Show Cause Order. In light of that, DOJ believes that being able to
6 review the City's brief (to be filed on December 17, 2018) prior to providing its own analysis
7 and position would allow for a more substantive and informed response to the Court's questions.
8 DOJ has conferred with the City and the Parties agree that allowing the City to brief these issues
9 first, with a responsive brief by DOJ, would allow for the most sensible presentation to the
10 Court. Thus, the City supports this request to amend the briefing schedule, provided the City is
11 permitted to file a reply brief within one week of DOJ's response. Accordingly, DOJ and the
12 City respectfully request that the Court extend DOJ's deadline from being concurrently filed
13 with the City's brief on December 17, 2018, to being responsively filed on January 9, 2019, with
14 a reply brief from the City due January 16, 2019.

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1 DATED this 7th day of December, 2018.

2 For the UNITED STATES OF AMERICA:

3 ANNETTE L. HAYES
4 United States Attorney for the
5 Western District of Washington

6 s/Christina Fogg

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For the CITY OF SEATTLE:

CITY OF SEATTLE
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1 **[PROPOSED] ORDER**

2 The Parties having so stipulated, it is SO ORDERED.

3 DATED this ____ day of December, 2018.

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HONORABLE JAMES L. ROBART
7 United States District Judge
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CERTIFICATE OF SERVICE

I certify that on the 7th day of December, 2018, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record:

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Carlton Sawyer, Ph.D., is a licensed clinical psychologist and author of *Reclaiming Your Life*.

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Hill - H. M. G. Hill - C. J. 1

Kristin M. Dostálík, Michaela Štěpánková, Ondřej Šimáček

DATED this 7 day of December, 2018.

s/ Brittany Cirineo

Brittany Cirineo, Legal Assistant (Contractor)